

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

TERRY L. DILL,

Defendant.

**4:13CR3123**

**MEMORANDUM AND ORDER**

Defendant has moved to continue the pretrial motion deadline, (filing no. 33), because the defendant is awaiting additional discovery from the government and needs to review that discovery before deciding if pretrial motions should be filed, and to consider his plea options. The motion to continue is unopposed. Based on the showing set forth in the motion, the court finds the motion should be granted. Accordingly,

IT IS ORDERED:

- 1) Defendant's motion to continue, (filing no. 33), is granted.
- 2) Pretrial motions and briefs shall be filed on or before March 3, 2014.
- 3) Trial of this case is continued and is set to commence before the Honorable John M. Gerrard, United States District Judge, in Courtroom 1, United States Courthouse, Lincoln, Nebraska, at 9:00 a.m. on April 14, 2014, or as soon thereafter as the case may be called, for a duration of four (4) trial days. Jury selection will be held at commencement of trial.
- 4) The ends of justice served by granting the motion to continue outweigh the interests of the public and the defendant in a speedy trial, and the additional time arising as a result of the granting of the motion, the time between January 17, 2014 and March 3, 2014, shall be deemed excludable time in any computation of time under the requirements of the Speedy Trial Act, because despite counsel's due diligence, additional time is needed to adequately prepare this case for trial and failing to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(7)(A) & (B).

January 20, 2014.

BY THE COURT:

s/ Cheryl R. Zwart  
United States Magistrate Judge